

CLARK COUNTY COUNCIL
VERBATIM TRANSCRIPT OF AUGUST 15, 2023
SEPARATE BUSINESS: ORDINANCE (2023 Annual Reviews & Dockets)

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The Council convened a hybrid meeting at the Public Service Center, 1300 Franklin Street, sixth floor, Vancouver, Washington. Councilors Gary Medvigy and Sue Marshall attended in person. Councilors Glen Yung, Michelle Belkot, and Karen Dill Bowerman, Chair, attended via WebEx.

SEPARATE BUSINESS ITEM #5 - COMMUNITY PLANNING (ORDINANCE)

The Council considered a request to approve an ordinance relating to land use adopting amendments to the Clark County 20-year Comprehensive Growth Management Plan 2015-2035; zoning map; arterial atlas map; comprehensive plan text; capital facilities plans; Capital Facilities Financial Plan; Countywide Planning Policies; and Clark County Code Title 40, through the 2023 annual reviews and dockets.

BOWERMAN: So is there any public testimony that anyone wishes to give from the audience or online on the Consent Agenda or Separate Business items?

PFENNING: We have a caller online. Caller, you've been unmuted or asked to be unmuted, please state your name for the record and go ahead with your comment.

GOHEEN-ELBON: This is Kimberlee Goheen-Elbon, life citizen of Clark County, Washington USA. I'm surprised that the Chair didn't know the Crossroads Community Church. Anyway, and I'm sorry that she's not there, it sounds like she's ill, maybe that's why she doesn't attend in person.

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So I'm going to be speaking on the consent items. Yeah. I was wondering, okay, we want to have public comment before you guys pass anything but I understand that I am out to try to wake up citizens to what's actually happening.

So with that said, I'm going to go to the minutes, excuse me, to the submitted comments. One of them was from Friends of Clark County, evidently there's a lawsuit against Clark County, I think more people should join in this, the public, the citizens, that's what we've been trying to do wake up Clark County to this.

It's American Reece Group Plan that's following with treasonist Biden, this is all from all of that, the Growth Management Plan and all of that and this gentleman that wrote this, it's a very important letter that I want the public to read and take to heart as I believe we should do what our forefathers said to do when we have a tyrannical government and so that's good that people are waking up.

As far as Number 4 I'm going to say the Whipple Creek, you're taking our farmland, there's water on there I believe, a river and stuff, you guys stop taking our farmlands. We want our property, you're taking our heritage away of being a country, country setting of a heritage here and we're going to stop you,

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it's been 30 years, isn't that long enough, I think so.

So stop following treasonist Biden's growth management and the American Reece Plan which uses our hard earned tax dollars and you guys are doing it all through this agenda, every agenda you guys are following an unelected city or County Manager that is following a United Nations agenda.

You say you're not involved with Vancouver but here in your agenda you put Vancouver in there and you are, you've put in the past you're not tied into Vancouver and their illegal agendas for the United Nations at the ICLEI and you lied and you said, nope, we're not tied in but here you are you're tied in, I knew you were, so there you go.

Stop following the, you don't have to follow the Growth Management Act, a lot, some of the counties here in Washington State don't. And I noticed that on your under Plans that you guys did not exercise the ability to opt out of the GMA plan, so that's not constitutional, we're going to have to fix that.

As far as, I've mentioned also numerous times before that all of the presented maps that you guys put on and stuff, I could not see any of the -- the maps were unreadable, the map, the legal jargon and all there, in this particular one I believe it was

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Number 7, it might have been 6, I don't really remember --

PFENNING: David McDonald, please --

BOWERMAN: Thank you for your testimony. And is there anyone else --

PFENNING: Yes.

BOWERMAN: -- online or in the hearing room who wishes to testify?

PFENNING: Yes, Chair. David McDonald, you're currently asked to be unmuted, please state your name for the record and go ahead with your comment.

MCDONALD: Council, can you hear me?

BOWERMAN: Yes, we can.

MCDONALD: Thank you, Chair. My name is David McDonald, Ridgefield, M-c-D-o-n-a-l-d, for Ms. Holley. I filed just a short letter to comment on Item 6 on the Consent Agenda that just got moved to the Separate Business.

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One of the things that I ask in that letter was why this is on the Consent Agenda or Separate Business now and not at a public hearing. It was simply because last year the annual review was a public hearing, it was held on July 19th, 2022.

I went back and looked at CVTV tonight and also to the grid, there was notices originally given for July 6th that this would be a public hearing on the ordinance that was adopting the annual reviews and then that hearing was canceled due to the Councils determination that it wanted to have an additional hearing on Chelatchie Bluff.

They heard the Chelatchie Bluff hearing, public hearing on July 19th and then they adopted the Ordinance 2022-07-01 capital B as in Bravo which was the second ordinance that was presented to the Council based upon the approval of that Chelatchie Bluff CPZ which was I believe 2021-00006.

So my question was, I think a legitimate one, why we had a public hearing last year on all of these and we didn't have a public hearing this year. I don't know the reasons why and that was the basis for my question. As to my comments with regards to the Three Creeks, I'll standby what I have listed in the letter. Thank you very much. That concludes my comments.

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BOWERMAN: Thank you. Staff, are there others who wish to testify?

PFENNING: Is there anybody in the hearing room that wishes to make a comment? No, Chair, that's all.

BOWERMAN: Okay. Thank you so much. And I don't believe we had a full motion and second and so on on the Consent Agenda. It's possible that we did for at least the motion, but let's just do it again to be sure. And I believe that Sue Marshall, you were the one who made it the first time, would you care to do that again.

MARSHALL: Yes, happy to, Chair. I would move approval of the Consent Agenda 1 through 10 with the exception of Number 6.

BOWERMAN: Thank you.

BELKOT: And I second that.

BOWERMAN: Any further discussion? All those in favor signify by saying aye.

EVERYBODY: AYE

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BOWERMAN: Those opposed nay. Hearing no nays, the motion is passed unanimously. Very good.

(Pause for court reporter. Waiting for Number 5.)

BOWERMAN: Okay. If you have the agenda before you, if you would turn now to what had been Item Number 6 on the Consent Agenda, that is now Separate Business Item 5.

We will be taking a roll call vote on that item I believe, that is to request approval of an ordinance relating to land use adopting amendments to Clark County 20-Year Comprehensive Growth Management Plan 2015-2035, et cetera. Staff, would you like to present.

ORJIAKO: Good evening, Madam Chair, and, Councilors. For the record Oliver Orjiako and with me is Bart Catching also staff from Community Planning.

Councilors, we are here to answer questions that you may have. All the items presented in this ordinance has gone through a publicly advertised hearing before the Council and the majority of you Councilors moved for approval of all these items, so we are here just to answer questions and hopefully ask you to approve them.

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All these items relates to the 2022 annual reviews and dockets.

So both Bart and I are here to answer questions if you have any, and I believe our legal counsel is also online and we have Leslie here as well to answer any questions that you may have. This is typically routine.

I heard from Mr. David McDonald who stressed that in the past which was in 2022, he did elaborate on the reasons why that we had a hearing, typically in the past we put this on consent because you have held public hearing and heard from the applicant and the public, so this should have been very routine process, you've already acted on all of them.

BOWERMAN: Does this action have an ordinance number attached to it?

CATCHING: Yes. It is Ordinance No. 2023-08-02.

BOWERMAN: Thank you. Is there discussion or questions?

MEDVIGY: Madam Chair, I move for adoption of 2023-08-02.

BOWERMAN: Is there a second?

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BELKOT: I second that.

BOWERMAN: Thank you. Is there further discussion?

MARSHALL: Chair, I just have a quick comment. And I guess I found it a little bit awkward that some of these things some of us have voted for, some of it we voted against, but now everybody is likely to vote yes for everything.

So I think if someone wants to go back and see how people originally voted, that would be one thing, and I can see that I voted yes more than I voted no, but anyway, it just seemed awkward to me.

ORJIAKO: I have no question, Councilor, but it will be a challenge to look at them and vote them individually, but so I have no comment on that. Yes, there are some that some of you voted no but at least the majority carried the vote when the vote was taken, so...

We are required under RCW, I can't cite the particular one that require us to bring this to you cumulatively so that it can be passed and that's what we are doing.

YUNG: Chair.

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BOWERMAN: Go ahead, Councilor.

MEDVIGY: Go ahead, Glen.

YUNG: Thank you. I would -- I would say, you know, I was a no vote on one or two of these as well, but in this particular situation the way I view this, even if I had been a no vote on every single one of these I would still vote yes on this because essentially it's just, we've already hashed through those issues and had a majority vote on it, so I would be supportive even if I had said no to each individual project.

But I did want to, thank you Oliver for the explanation why we're allowed to have this on the Business Items but I didn't quite hear anything about why the process in the past had been elevated to a public hearing unless I missed that.

COOK: Chair, may I respond please? This is Chris Cook.

ORJIAKO: That's our legal counsel and I think she wanted to provide a response. Go ahead, Chris.

COOK: And can you hear me? Okay.

BOWERMAN: Now, yes.

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COOK: So it is a requirement, Councilor Yung, that a public hearing be held for each of these items; in fact, a public hearing was held for each of these items. So when Mr. McDonald talks about, well, there was a public hearing in the past, I think he may not be entirely understanding the past here.

There was a public hearing held with public notice, public comment, some of them went, some of these hearings went for two hours actually, I seem to recall some that were kind of long, so each one of these has already been approved through a public hearing and that's the requirement.

There's no requirement that there be a second public hearing, and in fact, holding a second public hearing would concern me in that the results could be anomalous, different from what they were in the first public hearing.

But as Dr. Orjiako said RCW 36.70A.130(2)(b) requires that the comprehensive plan amendment then come together to the Council for consideration as a group so that Council can determine whether cumulatively the whole batch makes sense and that means that in some cases a Councilor might vote for something that they previously voted against, though not separately, it would be the batch, or they might vote against something that they previously voted for, again they're voting for the batch not for

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each one individually.

And as to the individual Councilors vote, it is of course up to the Councilor and if they believe that the impact of the group as a whole is such that it is contrary to law and contrary to policy that the County ought to follow, then they should vote no.

If they believe that on the contrary the batch as a whole is compliant with the law and would advance county policy considerations, then the batch as a whole should be voted yes, but again, that's totally up to each one of you. Thank you.

YUNG: Thank you.

BOWERMAN: Are there other comments from Council or that you wish to state regarding the finer tune of the, on this ordinance? I suspect that many of us had not thought about until this moment the word "batch" because it isn't in the first paragraph or the second paragraph, but it's quite apropos to be thinking in those terms, so if there's anything else of that type that you wish to contribute to our understanding of this ordinance, please so state.

And hearing nothing, I believe we had a motion for approval of

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Ordinance 2023-08-02 and we had a motion for the seconding of it, so we now will ask for a roll call vote for approval or not of this ordinance. Staff, would you please call the roll.

YUNG: AYE

BELKOT: AYE

MEDVIGY: AYE

MARSHALL: AYE

BOWERMAN: AYE

BOWERMAN: The motion is passed. And in looking at our meeting, we have actually made it through Item 5 of our meeting agenda which was an addition to the agenda earlier on. So any open public comment from someone in the audience or online that you wish to make?

PFENNING: It doesn't look like we have anybody. There's nobody left.

BOWERMAN: Yeah, I was just going to say that public comment could reference anything that an individual feels is of importance to the Council or the County.

PFENNING: There's currently nobody in the building and there's nobody online with their hand raised.

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BOWERMAN: Okay. Thank you very much. Councilor communications.

PFENNING: We did just have somebody raise their hand. Caller you're currently unmuted, please go ahead with your comment after stating your name.

GOHEEN-ELBON: Yes. This is Kimberlee Goheen-Elbon. Thank you. I just made it, I'm playing competitive pool right now. So I'm going to go to the Separate Business Number 2, forensics pathology. In my opinion and others we do not trust at all the Clark County Board of Health and this might be a way to quote, unquote, doctor the so to speak the many deaths that are caused by the COVID jab that we call a bioweapon.

Also on your public comments there's comments there that citizens must read. This it was real true stuff. You have a little typo error maybe. On Number 4 it just mentions Oliver by first name. I know that was probably a typo, but I kind of took it to the fact that he is unelected, he's the boss of planning there in Clark County and he brings in the United Nations Agenda in my opinion because he's not governed by the constitution just as Kathleen Otto is not also, she's also not elected and shame on the Council for knowing all this now and here we go. Okay.

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And so this meeting started late because the Chair cannot be seen and has video difficulty as usual and all of the, and all throughout the meeting. So and I'm just going to read from my notes. I resent the fact that she cannot be in person. There's times where she's not ill.

So here's from notes. So stop using the hard earned tax dollars during your recession with inflation. You guys are doing this, so I'm taking the notes here and I hear quotes like this, well, maybe the capital project and then boom you pass it and it passes anyway, it doesn't matter what citizens say.

And then there's a couple of appraisals using hard earned tax dollars for the ecology stuff that you guys are doing and stuff. And all of this money, I want the people to know, the citizens to know, all of this is being used within the system, within the system that I believe is tyrannical and Marxist as it is following the Vancouver's United Nations Agenda of 15 years.

So this is what they've been wanting to do for 50 years, they move people in and they take over our local government and we've got to stop this now and so these are examples of how they do it.

So you need to warn all of the citizens about the ecology thing

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that you guys are passing, a lot of gas stations aren't going to like that, are they. So you'll pass this -- when we -- we need to have some of this stuff but not within your own system and the same thing with that CAMP, that CAMP agenda that you have for the historical preservation under CAMP Consent Number 5.

It involves unelected Kathleen Otto at the head of the CAMP and you guys are just going to have meetings and trainings and this and that and you're actually probably, you said you're going to take our land and our --

MEDVIGY: You're muted, Chair.

BOWERMAN: Any other person who wishes to speak?

PFENNING: No, Chair, there's nobody else this evening.

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CLARK COUNTY COUNCIL

Karen Dill Bowerman, Chair, District 3

Glen Yung, District 1

Michelle Belkot, District 2

Gary Medvigy, District 4

Sue Marshall, District 5

ATTEST:

Rebecca Messinger, Clerk to the Council

Minutes Transcribed by:
Cindy Holley, Court Reporter/Rider & Associates, Inc.